App. F. IX-4

1948-49 (CB.)

File No. 592-48

Previous References.

Serial Nos. 11

Later References.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. One

Part B for June 49

SUBJECT

Mysore legislative ~~Assembly~~ council Budget Session 1949 – Short-notice Question for Dr. A. Gopalareddy Iyengar Re- Revised Supplement to ~~Electric~~ Access in

1770/LC
28.6.49

MYSORE LEGISLATIVE COUNCIL.

Budget Session, 1949.

Short Notice Questions.

Sri. M.A. Gopalaswamy Iyengar (Bangalore City-Urban)

Will the Government be pleased to state.-

1. Whether they have perused the report published in the " Deccan Herald" of 28-6-1949 and the " Indian Express " of 28-6-1946 about the execution of a revised instrument of Accession by His Highness the Maharaja of Mysore?

2. Whether it is a fact that His Highness the Maharaja has signed a revised Instrument of Accession?

3. Whether the Government of India have accepted the revised Instrument?

4. The terms and conditions of the revised Instrument of Accession?

5. Whether a copy of the revised Instrument be placed on the table?

3.55 Pm
28.6.49

CB

28/6

Subd...

~~Yours faithfully,~~

The Question has been admitted. The Chief Minister has expressed his willingness to answer it. If approved, this may kindly be forwarded to the Chief Secretary to Govt. for kindly arranging to furnish replies

28.6.49

Chief Secty / Dy C / Can.

Telegraph 28/6

Dewan Sahib:

State Ministry enquired out if this has been appd. and if so whether we can release the contents at this end.

(Telegram issued)

1.7.49

1.7.49

Mysore Legislative Council. – Budget Session –

Short Notice Question by Sri M. A. Gopalaswamy Iyengar

Telegram dt 1.7.49 from Statesind
regarding Supplementary Instrument of Accession.

Chief Secretary's remarks on p. u. d.

Put up with our telegram.

We want particulars of dates of
execution and acceptance.

Init: R. S. 2.7.49.

Submitted with connected papers and
a draft reply for Consideration.

As regards the dates, it may perhaps
be stated in reply to supplementary questions,
if any, arising that the connected documents
have yet to be received from Delhi.

Draft ~~reply~~ replies are for consideration.

Chief Secy.) 2.7.49

2.7.49. Chief Minr.)

M. L. C — Budget Session 1949. 69/81 CB/eB.

Short notice question by Sri. M. A. Gopalaswami Gowda.

Submitted

Reply to Question has been furnished to the Hon'ble Minister for Mysore Legislature today.

If approved, the file will be sent to the Private Secy to the Chief Minister.

Pvt Secy 5/7/49

Hon'ble Minister 5/7/49

Chief Minister 5.7.49

Office of the Chief Minister

No. 38/C.1.6

Date of Receipt 5/7/49

Date of Return

EXPRESS TELEGRAM

Issued 29/6/49

STATESIND

NEW DELHI

SHORT NOTICE QUESTION TABLED BEFORE LEGISLATIVE COUNCIL NOW IN SESSION REGARDING THE RELEASE IN NEWSPAPERS ABOUT ACCESSION OF HIS HIGHNESS ON FURTHER SUBJECTS STOP GRATEFUL IF YOU WOULD INTIMATE WHETHER THE RESVISED INSTRUMENT HAS BEEN ACCEPTED BY HIS EXCELLENCY AND WHETHER PUBLICATION COULD BE GIVEN ON THE FLOOR OF THE HOUSE STOP KINDL WIRE IMMEDIATELY

CHISEC

Not to be telegraphed.

29-6-49.

Chief Secretary to Government.

Recd. 12 midnight.
Put up with our telegram.
We want parts of
date of Execn &
acceptance.

JKR
RH

335

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

NOTICE.

This form must accompany any inquiry made respecting this telegram

Charges to pay.

Rs.	As.

Office Stamp

1 JUL 49

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
New Delhi	1	9	50	C/O	60

Recd. here at 2 H. 15 M.

TO

Immidte Chief Secretary Mysore
Government Bull Temple Rd. Bg. C
915 - Your Telegram June 29th Sixth
Short Notice Question in L.C. Slat
Council regarding Supplementary

N.B.—The name of the Sender, if telegraphed, is written after the text.

Co., Ltd., Madras—15-10-'48—68,900 Books.

instrument of
accession executed by His

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

NOTICE.

This form must accompany any inquiry made respecting this telegram

Charges to pay. Rs. As.

Office Stamp. TEL. 1 JLY 49

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Hyc					

TO

Recd. here at H. M.

Highness Stop We Have No objections To your informing Legislative Council That Supplementary Instrument Has Been Executed and accepted By His Excellency The Governor

N.B.—The name of the Sender, if telegraphed, is written after the text.

& Co., Ltd., Madras—15-10-'48—68,900 Books.

General

Sta. to Sind

81
CB

B. T. P **INDIAN POSTS AND TELEGRAPHS DEPARTMENT** *No.*

at 11.45 AM

Office Stamp.

Recd. at ... H. ... M.	Sent at ... H. 3
From By/Pj 13	To 6 JUL 1949
By	By CB

CHIEF SECRETARY GOVT OF MYSORE

X WA New Delhi 5-7-49

Chief sec Bg

930-P Your Telegram second aan Supplementary Instruments of accession addressed to his highness Dated on Twentyeighth June aan It will be seen therefrom that date of execution By his highness Is first June and date of acceptance By governor general Is Twenty/third June.

Stales ind

Caxton Press, Madras.—4-'49—24,000 Bks,

Submitted

The connected file bearing D.No. 69/CB re: Short Notice Question by Sri M.A. Gopalaswamiengar, M.L.C. has been sent to the private Secy to the Chief Minister on 5.7.49.

If approved, this will be sent to P.S. to Chief Minister for kindly including it in the file.

6/7 Mysy.

Pri Secy to Ch. Min'r 6/7

6.7.49

6.7.49

6/7/49

7.7.49

Office of the Chief Minister

No. C.B./16.

Date of Receipt .....

Date of Return 7.7.49

No. 916-P

DATED 1.7.49.

IMMEDIATE

CHIEF SECRETARY
MYSORE GOVERNMENT
BANGALORE

YOUR TELEGRAM JUNE 29TH STOP SHORT NOTICE QUESTION IN LEGISLATIVE COUNCIL REGARDING SUPPLEMENTARY INSTRUMENT OF ACCESSION EXECUTED BY HIS HIGHNESS STOP WE HAVE NO OBJECTION TO YOUR INFORMING YOUR LEGISLATIVE COUNCIL THAT SUPPLEMENTARY INSTRUMENT HAS BEEN EXECUTED AND ACCEPTED BY HIS EXCELLENCY THE GOVERNOR GENERAL

Copy by post.

STATESIND

For Secretary, Ministry of States.
1.7.49.

17.70 F
28.6.49

MYSORE LEGISLATIVE COUNCIL.

Budget Session,1949.

Short Notice Questions.

Sri. M.A. Gopalaswamy Iyengar (Bangalore City-Urban

Will the Government be pleased to state.-

1. Whether they have perused the report published in " Deccan Herald" of 28-6-1949 and the " Indian Expres of 28-6-1946 about the execution of a revised instrut of Accession by His Highness the Maharaja of Mysore;

2. Whether it is a fact that His Highness the Mahara has signed a revised Instrument of Accession;

3. Whether the Government of India have accepted the revised Instrument;

4. The terms and conditions of the revised Instrument of Accession;

5. Whether a copy of the revised Instrument be plac on the table?

Yours faithfully,

Y e s.

2. His Highness the Maharaja has been pleased to executed a supplementary Instrument of Accession.

3. His Excellency the Governor-General of India has been pleased to accepted the supplementary Instrument of Accession.

A ~~draft~~ copy of the supplementary Instrument of Accession executed by His Highness the Maharaja of Mysore and accepted by the His Excellency the Governor-General of India is appended. ~~The exact dates of execution and acceptance are left blank pending the receipt of documents from the Ministry of States.~~

Chief Secretary to Govt.

2.7.49

2.7.49.

~~Chief Secretary will be in charge.~~

~~For taking 3 copies of myfors.~~

~~ಇದನ್ನು ಮೈಸೂರು ಶಾಸನದಲ್ಲಿ~~

5/7/49

5/7/49

AGREEMENT BETWEEN THE STATE OF MYSORE AND THE DOMINION OF INDIA.

WHEREAS it is to the benefit and advantage of the Dominion of India as well as of the Indian States that existing agreements and administrative arrangements in the matters of common concern, should continue for the time being, between the Dominion of India or any part thereof and the Indian States:—

NOW THEREFORE it is agreed between the Mysore State and the Dominion of India that:—

1. (1) Until new agreements in this behalf are made, all agreements and administrative arrangements as to matters of common concern now existing between the Crown and any Indian State shall, in so far as may be appropriate, continue as between the Dominion of India or, as the case may be, the part thereof, and the State.

(2) In particular, and without derogation from the generality of sub-clause (1) of this clause, the matters referred to above shall include the matters specified in the Schedule to this Agreement.

2. Any dispute arising out of this Agreement, or out of the agreements or arrangements hereby continued, shall, unless any provision is made therein for arbitration by an authority other than the Governor-General or Governor, be settled by arbitration according, as far as may be, to the procedure of the Indian Arbitration Act, 1899.

3. Nothing in this Agreement includes the exercise of any paramountcy functions.

MYSORE STATE,
A. RAMASWAMI MUDALIAR,
Dewan of Mysore.

V. P. MENON,
Secretary to the Government of India.

Seal.

Seal of the Government of India, Ministry of States.

SCHEDULE.

1. Air Communications.
2. Arms and Equipment.
3. Control of Commodities.
4. Currency and Coinage.
5. Customs.
6. Indian States Forces.
7. External Affairs.
8. Extradition.
9. Import and Export Control.
10. Irrigation and Electric Power.
11. Motor Vehicles.
12. National Highways.
13. Opium.
14. Posts, Telegraphs and Telephones.
15. Railways.
16. Salt.
17. Central Excises, relief from double income-tax and other arrangements relating to taxation.
18. Wireless.

WD 879—GPB—100—10-12-47

SUPPLEMENTARY INSTRUMENT OF ACCESSION OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

WHEREAS by virtue of an Instrument of Accession executed by me on the ninth day of August, 1947, and accepted by the Governor-General of India on the sixteenth day of August 1947, the State of Mysore has acceded to the Dominion of India;

AND WHEREAS it is expedient that the said Instrument of Accession should be varied by extending the functions which by virtue of that Instrument are exercisable by any Dominion authority in relation to the said State;

NOW THEREFORE

I, JAYA CHAMARAJA WADIYAR, Ruler of the State of Mysore, Do hereby execute this Supplementary Instrument and declare that as from the date on which this Supplementary Instrument is accepted by the Governor-General of India, the terms of my Instrument of Accession, dated the 9th August, 1947, shall have effect subject to the following variations, namely :—

1. In paragraph 1 of the said Instrument of Accession, for the words and figures "on the fifteenth day of August, 1947", the words and figures "on the first day of June 1949" shall be substituted.

2. For paragraph 3 of the said Instrument of Accession, the following paragraph shall be substituted, namely :—

"3. I accept all matters enumerated in List I and List III of the Seventh Schedule to the Act as matters in respect of which the Dominion Legislature may make laws for this State.

Provided that nothing contained in the said Lists or in any other provisions of the Act shall be deemed to empower the Dominion Legislature to impose any tax or duty in this State or any part thereof, or to prohibit the imposition of any duty or tax by the Legislature of this State in the said territories or any part thereof.

Provided further that where a law of this State with respect to one of the matters enumerated in the said List III contains any provisions repugnant to the provisions of an earlier Dominion law or an existing law with respect to that matter, then, if the law of this State having been reserved for the consideration of the Governor-General of India has received the assent of the Governor-General, the law of this State shall prevail in this State, but nevertheless the Dominion Legislature may at any time enact further legislation with respect to the same matter.

Provided further that no Bill or amendment for making any provision repugnant to any law of this State, which, having been so reserved, has received the assent of the Governor-General, shall be introduced or moved in the Dominion Legislature without the previous sanction of the Governor-General."

3. After paragraph 4 of the said Instrument of Accession, the following paragraph shall be inserted, namely :—

"4-A. I further declare that the provisions contained in Part VI of the Act with reference to interference with water supplies shall apply in relation to this State."

4. The Schedule to the said Instrument of Accession shall be cancelled.

Given under my hand, this First day of June 1949.

JAYA CHAMARAJA WADIYAR.

I do hereby accept this Supplementary Instrument of Accession.

Dated this Twenty-third day of June, Nineteen hundred and forty-nine.

C. RAJAGOPALACHAR,

Governor-General of India.

Seal of the Governor-General of India.

D 07699—GPB—1,000—81-10-49